

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
ASSISTANT COMMISSIONER FOR PATENTS
BOX FWC
Washington, D.C. 20231

Attorney's Docket Number: 3495.0010-24

Prior Application: S.N. 08/177,920

Art Unit: 1804

Examiner: J. F. Railey

SIR: This is a request for filing a

[XX] Continuation [] Continuation-in-part [] Divisional application under
37 C.F.R. § 1.62 of pending prior application Serial No. 08/177,920 filed January 6, 1994
for CLONED DNA SEQUENCES RELATED TO THE GENOMIC RNA OF LYMPHADENOPATHY-ASSOCIATED VIRUS
(LAV) AND PROTEINS ENCODED BY SAID LAV GENOMIC RNA
(Title of Invention)

by the following named inventor(s).

Full Name : Family Name	First Given Name	Second Given Name
of <u>1-00</u> :		
Inventor : <u>ALIZON</u>	<u>Marc</u>	
Residence &: City	State or Foreign Country	Country of Citizenship
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Full Name : Family Name	First Given Name	Second Given Name
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Inventor : <u>SONIGO</u>	<u>Pierre</u>	
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Full Name : Family Name	First Given Name	Second Given Name
of <u>3-00</u> :		
Inventor : <u>STEWART</u>	<u>Cole</u>	
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Full Name : Family Name	First Given Name	Second Given Name
of <u>4-00</u> :		
Inventor : <u>DANOS</u>	<u>oliver</u>	
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Address : 3 avenue Lyautey, 92380 Garches, France

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Page 1 of 4

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08/475822

Full Name : Family Name First Given Name Second Given Name
 of 5-00:

Inventor : WAIN-HOBSON Simon
 Residence &: City State or Foreign Country Country of Citizenship

Citizenship: Montigny les Bretonneux France United Kingdom
 Post Office: Post Office Address City State & Zip Code/Country

Address : 3 rue Jean de la Fontaine, Montigny les Bretonneux, France 78180

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. [] Enter the amendment previously filed on _____ under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. [XX] A Preliminary Amendment is enclosed.
3. [XX] The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee	\$730.00
Total	:	:	:	:	
Claims	: 8 -20=	: 0	: x\$ 22.00=	: \$	
Independent	:	:	:	:	
Claims	: 4 -3=	: 1	: x\$ 76.00=	: 76.00	
Multiple Dependent Claim(s) (if applicable)			: +\$240.00=	:	
Total			=:	806.00	
Reduction by $\frac{1}{2}$ for			:		
filing by small entity			: -		
TOTAL FILING FEE			=:	806.00	

4. [XX] A check in the amount of \$ 806.00 to cover the filing fee is enclosed.
5. [XX] The Commissioner is hereby authorized to charge any fees including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 06-0916.
6. [] A new declaration is included since this application is a continuation-in-part which discloses and claims additional matter.
7. [XX] Amend the specification by inserting before the first line, the sentence:

--This application is a [] continuation-in-part, [XX] continuation, [] division, of application Serial No. 08/177,920, filed January 6, 1994, now abandoned, which is a division of application Serial No. 07/158,652, filed February 22, 1988, which is a division of application Serial No. 06/771,248, filed August 30, 1985, now abandoned.--

8. [] A verified statement claiming small entity status
 [] is enclosed or [] is on file in the prior application.

9. [XX] Priority of application Serial No. 84 16013 filed on October 18, 1984 in France and application Serial No. 84 29099 filed on November 16, 1984, in United Kingdom are claimed under 35 U.S.C. § 119.
- Certified copies [] is enclosed or [XX] are on file in the prior application.
10. [XX] The prior application is assigned of record to: INSTITUT PASTEUR, and CENTRE NATIONAL de la RECHERCHE SCIENTIFIQUE
11. [XX] The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, Reg. No. 22,540, Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824.
12. [XX] Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, 1300 I Street, N.W., Washington, D.C. 20005-3315.
13. [] Recognize as associate attorney _____
(name, address & Reg. No.)
14. [] Also enclosed is _____

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 08/177,920, filed January 6, 1994, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.62 application, be it either this application or a prior application in the same file wrapper, the U.S. Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER

By: 

David J. Kulik

Reg. No. 36,576

Date: June 7, 1995



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PATENT

Attorney Docket No. 03495.0010-24000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

MARC ALIZON et al.)

Continuation Application of)

Serial No.: 08/177,920)

Prior Group Art Unit: 1804

Filed: herewith)

Prior Examiner: J. Railey

For: CLONED DNA SEQUENCES RELATED TO THE GENOMIC RNA
OF LYMPHADENOPATHY-ASSOCIATED VIRUS (LAV) AND
PROTEINS ENCODED BY SAID LAV GENOMIC RNAAssistant Commissioner for Patents
Washington, D.C. 20231

Sir:

PRELIMINARY AMENDMENTPrior to the examination of the above application, please
amend this application as follows.IN THE CLAIMS:Please cancel claims 19-34, without prejudice or
disclaimer.REMARKSClaims 19-34 are cancelled solely to reduce the filing fee
for this new application. Applicants reserve the right to
prosecute the subject matter of claims 19-34 in this or related
applications.

EOT TO 1804

The Commissioner is hereby authorized to charge any fees associated with this communication to our Deposit Account No. 06-0916. If a fee is required for an Extension of Time under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and should also be charged to our Deposit Account.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER

By:


David J. Kulik
Reg. No. 36,576

Dated: June 7, 1995

Handwritten notes:
Mara Mobius
202 408-4263